

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-02917-TJK**

TOBIAS v. U.S. DEPARTMENT OF INTERIOR, OFFICE OF  
THE SECRETARY

Assigned to: Judge Timothy J. Kelly  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/12/2018

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**JIMMY TOBIAS**

represented by **Merrick Jason Wayne**  
LOEVY & LOEVY  
311 N. Aberdeen Street  
Third Floor  
Chicago, IL 60607  
(312) 243-5900  
Email: [merrick@loevy.com](mailto:merrick@loevy.com)  
**ATTORNEY TO BE NOTICED**

**Joshua Hart Burday**  
LOEVY & LOEVY  
311 N. Aberdeen Street  
Third Floor  
Chicago, IL 60607  
(312) 243-5900  
Fax: (312) 243-5902  
Email: [joshb@loevy.com](mailto:joshb@loevy.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF INTERIOR,  
OFFICE OF THE SECRETARY**

represented by **Jason Todd Cohen**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2523  
Fax: (202) 252-2599  
Email: [jason.cohen@usdoj.gov](mailto:jason.cohen@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
12/12/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY ( Filing fee \$ 400 receipt number 0090-5835545) filed by JIMMY TOBIAS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Civil Cover Sheet Civil Cover Sheet, # <u>14</u> Summons Summons)(Burday, Joshua) (Entered: 12/12/2018)
12/12/2018	<u>2</u>	NOTICE of Appearance by Joshua Hart Burday on behalf of JIMMY TOBIAS (Burday, Joshua) (Entered: 12/12/2018)
12/13/2018		Case Assigned to Judge Timothy J. Kelly. (zef, ) (Entered: 12/13/2018)
12/13/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Main Document 3 replaced on

		12/13/2018) (zef, ). (Entered: 12/13/2018)
02/08/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY served on 12/20/2018 (Burday, Joshua) (Entered: 02/08/2019)
02/08/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/21/2018. (Burday, Joshua) (Entered: 02/08/2019)
02/08/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/21/2018. Answer due for ALL FEDERAL DEFENDANTS by 1/20/2019. (Burday, Joshua) (Entered: 02/08/2019)
02/15/2019	<u>7</u>	NOTICE of Appearance by Jason Todd Cohen on behalf of U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY (Cohen, Jason) (Entered: 02/15/2019)
02/15/2019	<u>8</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY (Cohen, Jason) (Entered: 02/15/2019)
02/19/2019		MINUTE ORDER granting Defendant's <u>8</u> Motion for Extension of Time to Answer. It is hereby ORDERED, for good cause shown, that Defendant's motion is GRANTED. Defendant shall answer or otherwise respond to Plaintiff's <u>1</u> Complaint no later than April 12, 2019. Signed by Judge Timothy J. Kelly on 2/19/2019. (lctjk2) (Entered: 02/19/2019)
04/12/2019	<u>9</u>	ANSWER to Complaint by U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY.(Cohen, Jason) (Entered: 04/12/2019)
04/15/2019		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure no later than May 3, 2019. Signed by Judge Timothy J. Kelly on 4/15/2019. (lctjk2) (Entered: 04/15/2019)
04/15/2019		Set/Reset Deadlines: Joint Proposed Briefing Schedule or Disclosure due by 5/3/2019. (kh) (Entered: 04/15/2019)
05/03/2019	<u>10</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY. (Cohen, Jason) (Entered: 05/03/2019)
05/03/2019		MINUTE ORDER: In light of the parties' <u>10</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report no later than July 5, 2019. Signed by Judge Timothy J. Kelly on 5/3/2019. (lctjk2) (Entered: 05/03/2019)
07/11/2019		MINUTE ORDER: On May 3, 2019, the Court ordered the parties to submit a joint status report no later than July 5, 2019. The parties have not done so. Accordingly, it is hereby ORDERED that, no later than July 12, 2019, the parties shall submit a joint status report apprising the Court of Defendant's progress processing Plaintiff's FOIA request. That report shall also address why the parties failed comply with the Court's prior deadline. Signed by Judge Timothy J. Kelly on 7/11/2019. (lctjk2) (Entered: 07/11/2019)
07/12/2019	<u>11</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF INTERIOR, OFFICE OF THE SECRETARY. (Cohen, Jason) (Entered: 07/12/2019)
07/12/2019		MINUTE ORDER: In light of the parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report no later than September 18, 2019. Signed by Judge Timothy J. Kelly on 7/12/2019. (lctjk2) (Entered: 07/12/2019)
08/06/2019	<u>12</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of JIMMY TOBIAS (Wayne, Merrick) (Entered: 08/06/2019)